

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: BOSTON SCIENTIFIC CORP.,
PELVIC REPAIR SYSTEMS,
PRODUCTS LIABILITY LITIGATION

MDL NO. 2326

THIS DOCUMENT RELATES TO THE FOLLOWING CASES:

2:12-cv-05762; 2:12-cv-08016 and 2:12-cv-08186

PRETRIAL ORDER # 71
**(SECOND AMENDED DOCKET CONTROL ORDER
FIRST AND SECOND ROUND OF BELLWETHER TRIALS)**

By PTO # 57, the court set forth the First Amended Docket Control Order for the First and Second Round of Bellwether Trials. It is **ORDERED** that PTO # 57 is amended as follows:

1. **Motion Practice:**

- a. Non-Daubert based Dispositive Motions shall be filed by **January 20, 2014**. Response briefs shall be filed by **January 27, 2014**. Reply briefs shall be filed by **January 31, 2014**.
- b. By Party agreement, Daubert based Dispositive Motions shall be filed according to the following schedule:
 - i. Dr. Margolis: **January 20, 2014** deadline to file; Response shall be filed by **January 27, 2014**; No Reply.
 - ii. Dr. Vrendenburgh: **January 20, 2014** deadline to file; Response shall be filed by **January 27, 2014**; No Reply.
 - iii. Dr. Barker: **January 27, 2014** deadline to file; Response shall be filed by **February 3, 2014**; No Reply.
 - iv. Dr. Mayes: **January 27, 2014** deadline to file; Response shall be filed by **February 3, 2014**; No Reply.
 - v. Dr. Bercik: **January 27, 2014** deadline to file; Response shall be filed by **February 3, 2014**; No Reply.
 - vi. Dr. Blavis: **January 31, 2014** deadline to file; Response shall be filed by **February 6, 2014**; No Reply.

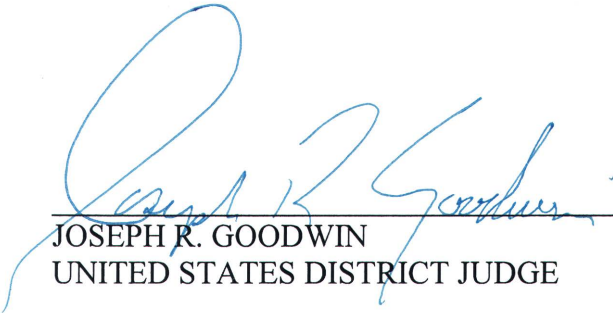
- vii. Dr. Trepeta: **January 31, 2014** deadline to file; Response shall be filed by **February 6, 2014**; No Reply.
- viii. Dr. Culligan: **February 4, 2014** deadline to file; Response shall be filed by **February 10, 2014**; No Reply.
- ix. Dr. Ostergard: **February 4, 2014** deadline to file; Response shall be filed by **February 10, 2014**; No Reply.
- x. Dr. Finamore: **February 6, 2014** deadline to file; Response shall be filed by **February 11, 2014**; No Reply.
- xi. Dr. McCrery: **February 7, 2014** deadline to file; Response shall be filed by **February 12, 2014**; No Reply.
- xii. Dr. Davies: **February 12, 2014** deadline to file; Response shall be filed by **February 17, 2014**; No Reply.
- xiii. Dr. Brauer: **February 13, 2014** deadline to file; Response shall be filed by **February 17, 2014**; No Reply.
- xiv. Dr. Slack: **February 17, 2014** deadline to file; Response shall be filed by **February 21, 2014**; No Reply.
- xv. Dr. Vladmis Lakovlev: **January 24, 2014** deadline to file; Response shall be filed by **January 31, 2014**; No Reply.
- xvi. **Daubert** motions addressing the same opinion(s) offered by multiple experts: **February 4, 2014** deadline to file; Response shall be filed by **February 10, 2014**; No Reply.

The remaining provisions of PTO # 57 remain in force and effect.

The court **DIRECTS** the Clerk to file a copy of this order in 2:12-md-2326 **and in the three remaining bellwether cases cited above, 2:12-cv-05762; 2:12-cv-08016 and 2:12-cv-08186**, and it shall apply to each member related case previously transferred to, removed to, or filed in this district, which includes counsel in all member cases up to and including civil action number 2:14-cv-03131. In cases subsequently filed in this district, a copy of the most recent pretrial order will be provided by the Clerk to counsel appearing in each new action at the time of filing of the complaint. In cases subsequently removed or transferred to this court, a copy of the

most recent pretrial order will be provided by the Clerk to counsel appearing in each new action upon removal or transfer. It shall be the responsibility of the parties to review and abide by all pretrial orders previously entered by the court. The orders may be accessed through the CM/ECF system or the court's website at www.wvsd.uscourts.gov.

ENTER: January 21, 2014



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE